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PATENT 2369-1-002

## N THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT

Patricia Anne Nuttall et al.

SERIAL NO.

09/555,296

**EXAMINER**:

Bridget E. Bunner

**FILED** 

September 13, 2000

ART UNIT

1647

**FOR** 

HISTAMINE AND SEROTONIN BINDING MOLECULES

## Certificate of Mailing Under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231 on <u>April 29, 2002</u>.

Betty Schultz (Name of Depositor) Betty Schult 4/29 RECE

## RESPONSE TO NOTICE TO COMPLY

MAY 1 3 2002

ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231

TECH CENTER 1600/2900

Sir:

In Response to the "Notice to Comply" due May 3, 2002, Applicants enclose a paper and electronic copy of the Sequence Listing along with the Statement in Support of The Filing/Submission of a Nucleotide/Amino Acid Sequence Listing in Accordance With 37 CFR §1.821 - 1.825 and a copy of the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures.

No additional fees are believed to be necessitated by the foregoing amendments. However, should this be erroneous, authorization is hereby given to charge Deposit Account No. 11-1153 for any underpayment, or credit any overages.

Respectfully submitted,

VALETA A. GREGO

Attorney for Applicant(s) Registration No. 35,127

KLAUBER & JACKSON 411 Hackensack Avenue Hackensack, NJ 07601 (201) 487-5800

Date: April 29, 2002

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Application No.: 09/555,296

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

	. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.
	<ol> <li>This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).</li> </ol>
	3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
X	4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
	5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
	6. The paper copy of the "Sequence Listing" is not the same as the computer readable from of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
	7. Other: MAY 1 3 2002
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Ap	MAY 1 3 2002  Dicant Must Provide:  An initial or substitute computer readable form (CRF) copy of the "Sequence Listing". TECH CENTER 1600/25
	MAY 1 3 2002  Dicant Must Provide:  An initial or substitute computer readable form (CRF) copy of the "Sequence Listing". TECH CENTER 1600/25  An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
X	MAY 1 3 2002  Discant Must Provide:  An initial or substitute computer readable form (CRF) copy of the "Sequence Listing". TECH CENTER 1600/25  An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry
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X X Fo	An initial or substitute computer readable form (CRF) copy of the "Sequence Listing". TECH CENTER 1600/25  An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.  A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).  questions regarding compliance to these requirements, please contact: